

COMBINED DECLARATION FOR A PATENT APPLICATION AND POWER OF ATTORNEY

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/414, 103
(Number)

27 September 2002
(Day/Month/Year filed)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States Patent application(s), or under § 365(c) of any PCT international applications designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or international application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/US2003/004922
(Application Serial No.)

29 September 2003
(Filing Date)

copending (this application)
(Status: patented/pending/expired)

I hereby appoint:

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of Biomeasure, Inc., 27 Maple Street, Milford, MA 01757, as my attorneys and agent, with full authority to prosecute this application and to transact all business before the U.S. Patent and Trademark Office connected therewith.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made in the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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